

## **REMARKS**

Upon entry of the foregoing Amendment, claims 1, 3, 4, 6, 8, 9, 11, 12, 14, 16, 17, 19, 20, 22, 24, and 25 are pending in the present application. Claims 1, 4, 6, 8, 9, 11, 12, 14, 16, 17, 20, 22, 24, and 25 are amended. Claims 5, 13, 21 are cancelled. No claims are added. In view of the foregoing Amendment and following Remarks, allowance of all the pending claims is anticipated.

### ***Rejections Under 35 U.S.C. § 112***

The Examiner has rejected claims 14 and 22 under 35 U.S.C. § 112, second paragraph, for various informalities. These rejections are believed to be moot in light of the amendments to claims 14 and 22 presented above.

### ***Rejections Under 35 U.S.C. § 101***

The Examiner has rejected claims 9, 11-13, and 16 under 35 U.S.C. § 101 as allegedly being directed to non-statutory subject matter. These rejections are believed to be moot in light of the amendments to claims 9, 11-13, and 16 presented above.

### ***Rejections Under 35 U.S.C. § 102 Based on Kekic***

The Examiner has rejected claims 1, 3, 5, 6, 8, 9, 11, 13, 14, 16, 17, 19, 21, 24, and 25 under 35 U.S.C. § 102(b) as allegedly being anticipated by U.S. Patent No. 5,999,179 to Kekic *et al.* (hereinafter "Kekic"). Applicants traverse this rejection for at least the reason that Kekic does not disclose all of the features of the claimed invention. However, solely in an effort to expedite the prosecution, Applicants have amended independent claims 1, 9, 17, and 25 to clarify certain features of the claimed invention.

### ***CLAIMS 1, 6, and 14***

For example, claim 1 has been amended to recite, among other things, the feature of **dynamically presenting the real-time hardware information associated**

with the selected network device through a display, the display comprising a first and a second window, the first window comprising a hierarchical tree structure of user-selectable hardware characteristics of the selected network device, the second window comprising a tabular display of information associated with a hardware characteristic selected by the user in the hierarchical tree structure of the first window. Kekic does not disclose at least these features of claim 1.

The Examiner alleges that Kekic discloses these features in FIG. 3B, which is reproduced below. See, e.g., the 8/3/2007 Office Action, pg. 8. FIG. 3B appears to illustrate a display that includes two windows. The first window (labeled 305) is a navigation tree that appears to be an object-oriented hierarchical representation of objects that represent network elements and their managers. Kekic, col. 23, lines 39-44. In other words, the objects represent separate, individual elements, or devices, connected by the network and are provided on a *per device* basis. The second window (directly to the right of 305) displays information related to the status of the selected device.

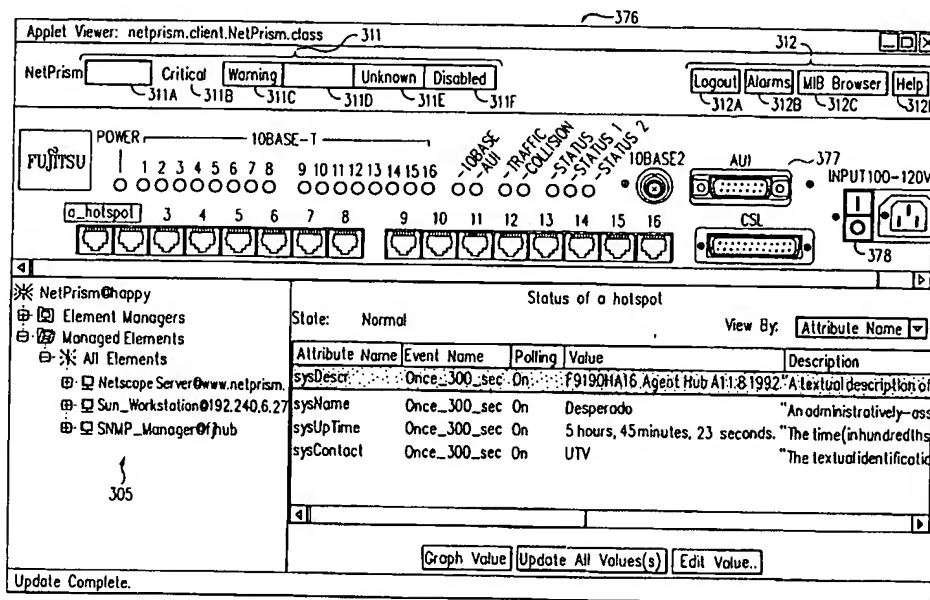


FIG. 3B

In contrast to the display illustrated in FIG. 3B of Kekic, the claimed invention of claim 1 includes a first window that displays a **hierarchical tree structure of user-selectable hardware characteristics** of a selected network device, not of separate devices (as is the case with FIG. 3B above). Further, the display of the claimed

invention includes a second window that displays **information associated with a hardware characteristic selected by the user**, and not just information associated with a network device selected by the user. For at least these reasons, the rejection of claim 1 should be withdrawn.

Further, claims 6 and 14 depend from claim 1. Accordingly, the rejection of claims 6 and 14 based on the cited portions of Kekic is improper, based on the dependency of these claims as well as for the features that they recite individually.

*CLAIMS 3, 8, 9, 11, 16, 17, 19, 24, and 25*

As another example, independent claim 9 includes the feature of **polling the first and second network devices based on a polling configuration file that specifies separate intervals for individual ones of the parameters related to the hardware characteristics**. Independent claims 17 and 25 have been amended to recite similar features. Kekic does not disclose at least these features of claims 9, 17, and 25.

In rejecting these features, the Examiner has cited sections of Kekic that discuss polling individual devices on the network separately. The 5/3/2007 Office Action, pg. 18. More specifically, the cited passages of Kekic disclose polling the individual network elements, or devices, based on managed element objects. A given managed element object will dictate a polling interval at which polling for the corresponding device should take place, and the set of attributes that need to be polled. Kekic, col. 18, lines 12-25. Kekic also provides that these polling intervals may be specific to a given element or device. *Id.* However, the cited portions of Kekic do not disclose that separate intervals may be specified for polling different parameters of a single element, only different intervals for different elements. This is a distinct difference from the polling recited in claims 9, 17, and 25, which may be done at **separate intervals for individual ones of the parameters related to the hardware characteristics**. Therefore, the rejection of claims 9, 17, and 20 based on Kekic should be withdrawn.

Further, claims 3, 8, 11, 16, 19, and 24 now depend from a corresponding one of claims 9, 17, and 25. Accordingly, the rejection of claims 3, 8, 11, 16, 19, and 24 based on cited portions of Kekic is improper, based on the dependency of these claims

as well as for the features that they recite individually.

***Rejections Under 35 U.S.C. § 103 Based on Kekic and Fung***

The Examiner has rejected claims 4, 12, 20, and 22 under 35 U.S.C. § 103(a) as allegedly being unpatentable over Kekic in view of U.S. Patent Application Publication No. 2003/0200473 to Fung (hereinafter "Fung"). Applicants traverse these rejections at least on the grounds that the cited references do not teach or suggest all of the features of the claimed invention.

For example, the cited sections of Fung (alone or in combination with Kekic) fail to address the deficiencies of Kekic as set forth above. Therefore, for at least the reasons previously provided, the rejection of these claims is improper and must be withdrawn.

## CONCLUSION

Having addressed each of the foregoing rejections, it is respectfully submitted that a full and complete response has been made to the outstanding Office Action and, as such, the application is in condition for allowance. Notice to that effect is respectfully requested.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

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Respectfully submitted,



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